



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE –
EXAMINING GROUP 1638**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PATENT
Attorney Docket No.: 023070-086121US

On January 30, 2004

TOWNSEND and TOWNSEND and CREW LLP

By: Joy M. Marshall

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Robert Fischer, et al.

Application No.: 09/812,283

Filed: March 19, 2001

For: NUCLEIC ACIDS THAT
CONTROL SEED AND FRUIT
DEVELOPMENT IN PLANTS

Customer No.: 20350

Confirmation No. 2808

Examiner: Ashwin D. Mehta

Technology Center/Art Unit: 1638

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE EXAMINING
GROUP 1638**

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed July 31, 2003, on the above-referenced application, please enter the following amendments and remarks. A petition to extend time to respond for three months, from October 31, 2003, to January 31, 2004, accompanies this Amendment. A terminal disclaimer, two exhibits and a Notice of Appeal also accompanies this Amendment.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 5 of this paper.